



City Council Agenda

Council President
Chris Mathys

Council Members

Garry Bredefeld
Mike Briggs, Acting President
Henry Perea

Sal Quintero
Daniel Ronquill
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cant Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, JUNE 23, 1998

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS

9:00 A.M. Roll Call

Invocation by Father Sasoon of St. Paul Armenian church

Pledge of Allegiance to the Flag led by Police Chief Ed Winchester

Resolution of Commendation to "SGT. ROBERT MITCHELL, SOUTHWEST FRESNO POLICING AREA" - Councilmember Ronquillo - Read and presented

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of June 16, 1998

Action Taken: Approved as amended

Approve Agenda

Action Taken: Approved

Adopt Consent Calendar

Action Taken: Adopted

TIME SCHEDULED HEARINGS AND MATTERS

9:30 A.M. Request update on status of negotiations for baseball stadium - Council President Mathys

Action Taken: Report made

9:45 A.M. (MOVED FROM 5B) Direct City Attorney's Office to conduct a review of City transactions and Council decisions involving individuals who have been the focus of Federal Operation Rezone guilty pleas and guilty verdicts and to provide a legal opinion as to whether decisions made by Council may be void or voidable - Councilmember Perea

Action Taken: Direction made

10:00 A.M. Approval of an Agreement with Vendo Company to remediate groundwater contamination

Action Taken: Approved

10:15 A.M. - 10:30 A.M. RECESS

10:30 A.M. Support H.J. Resolution 54 titled: A joint resolution proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the Flag of the United States - Councilmembers Perea and Bredefeld

Action Taken: Approved

11:00 A.M. Review Selland Arena lease agreement between the City of Fresno and Pro Sports Entertainment, Inc. LLC - Councilmember Steitz

Action Taken: Direction to return for action on agreement on 6/30/98

11:30 A.M. Award a contract for a financial, purchasing, budget, cost accounting, Human Resources and payroll system and for its implementation

Action Taken: Awarded as recommended

2:00 P.M.#1 HEARING regarding City of Fresno Community Facilities District (CFD) No. 2, Annexation No. 4

* 1. RESOLUTION - Annexing territory to Community Facilities District No. 2 and authorizing the levy of special tax

Action Taken: Resolution No. 98-177 adopted

2. RESOLUTION - Calling a special mailed-ballot election

Action Taken: Resolution No. 98-178 adopted

3. RESOLUTION - Declaring elections results

Action Taken: Resolution No. 98-179 adopted

* 4. BILL - Levying a special tax for the property tax year 1999-2000 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 4, City of Fresno

Action Taken: Bill No. B-41/Ordinance No. 98-41 adopted

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:00 P.M.#2 DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

2:00 P.M.#3 CLOSED SESSION:

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -
Government Code Section 54956.9, Subdivision (a)

1. Case Name: West Covina v. Perkins

Action Taken: Held

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -
Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. Claim of Sean Michael Lewison, CJC Properties and E-Z Haul Ready Mix, Inc. v. City of Fresno

Action Taken: Held

4:45 P.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve minutes of June 16, 1998

Action Taken: Approved as submitted

A. Receive report from the Agency Director and provide direction relative to the proposed Kearney Palms Shopping Center

Action Taken: Report made

5:00 P.M. * RESOLUTION - Supporting the full funding match if the U.S. Economic Development Administration approves a grant for Public Works funding in the Roeding Business Park Redevelopment Project Area (Council and Agency action)

Action Taken: Resolution No. 98-180 and RDA Resolution No. 1486 adopted

5:30 P.M. Consider actions relating to the approval and adoption of the proposed redevelopment plans, plan amendments, and plan mergers in Merger No. 1 Project (Central Area/South Van Ness):

Action Taken: Hearing held, continued to 6/30/98 at 5:30 p.m. for action

A. RESOLUTION - Certifying Program Environmental Impact Report No. 10124 with attachments: (Council and Agency action)

1. Statement and findings of potential adverse environmental effects and mitigation measures to lessen or avoid those effects
2. Statement and findings of unavoidable adverse effects
3. Findings on project alternatives
4. Statement of overriding considerations that the project benefits outweigh the unavoidable adverse effects
5. Mitigation Monitoring Checklist

5:30 P.M. JOINT MEETING WITH THE REDEVELOPMENT AGENCY
CONTINUED

B. RESOLUTIONS FOR ADOPTION:

1. RESOLUTION - Adopting findings that the use of the 20 percent low and moderate income housing set-aside funds outside the Fulton Redevelopment Project Area will be of benefit to the project area (Council and Agency action)
2. RESOLUTION - Adopting findings that the use of the 20 percent low and moderate income housing set-aside funds outside the South Van Ness Industrial Redevelopment Project Area will be of benefit to the project area (Council and Agency action)
3. RESOLUTION - Adopting findings that the use of the 20 percent low and moderate income housing set-aside funds outside the Mariposa Redevelopment Project Area will be of benefit to the project area (Council and Agency action)

C. BILLS FOR INTRODUCTION:

1. BILL - The Redevelopment Plan and merger of the Fulton Redevelopment Project: (Council action)
2. BILL - The Redevelopment Plan and merger of the South Van Ness Industrial Redevelopment Project: (Council action)
3. BILL - Proposed amendments and merger of the Central Business District Redevelopment Project (Council action)
4. BILL - Proposed amendments and merger of the Chinatown Redevelopment Project (Council action)
5. BILL - Proposed amendments and merger of the Convention Center Redevelopment Project (Council action)
6. BILL - Proposed amendments and merger of the Jefferson Redevelopment Project (Council action)
7. BILL - Proposed amendments and merger of the Mariposa Redevelopment Project (Council action)
8. BILL - Proposed amendments and merger of the West Fresno I Redevelopment Project (Council action)
9. BILL - Proposed amendments and merger of the West Fresno II Redevelopment Project (Council action)
10. BILL - Proposed amendments and merger of the West Fresno III Redevelopment Project (Council action)

ADJOURN AGENCY

1A. GENERAL CONSENT CALENDAR:

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.#1)

1. Adopt Resolution of Intention No. 1003-D to vacate a portion of S. West Avenue at the southwest corner of West and Kearney Avenues and setting the hearing for 10:30 a.m. on July 21, 1998

Action Taken: Adopted

1A. GENERAL CONSENT CALENDAR CONTINUED:

2. RESOLUTION - Of intention to annex Final Map of Tract Nos. 4706 and 4818 to the City of Fresno Community Facilities District No. 2 and to authorize the levy of special taxes

Action Taken: Resolution No. 98-174 adopted

* 3. RESOLUTION - 113th amendment to AAR No. 97-110 appropriating \$43,500 to make adjustments to the Traffic Offender Program (Requires 5 affirmative votes)

Action Taken: Resolution No. 98-176 adopted

4. RESOLUTION - Concerning Local Transportation Purpose Funds "Measure C"

Action Taken: Resolution No. 98-175 adopted

5. Reject all bids for reconstruction of taxiway "A" crossings and taxiway "N" holding apron at Fresno Yosemite International Airport (FYI)

Action Taken: Rejected

6. Reject bid for Airport Rescue Firefighting (ARFF) station improvements

Action Taken: Rejected

7. Award a contract for removal and replacement of fuel facilities at Fresno Yosemite International Airport (FYI) and Fresno-Chandler Downtown Airport

Action Taken: Awarded to All American Trenching/\$97,862.40

8. Award a contract for installation of an 8-inch raw water main in E. Byrd Avenue

Action Taken: Awarded to Scheidt, Haydon & Hall Inc./\$33,077.00

9. Award a contract for Selland Arena automated teller machine services

Action Taken: Awarded to Superior Bankcard Services/\$13,000

10. Approve the selection of insurance broker for the purpose of securing a number of commercial insurance coverages

Action Taken: Approved as recommended

11. Approve substitution of A-C Electric Company as subcontractor for the reconstruction of Olive Avenue between Van Ness and Blackstone Avenues, CIP No. 081208-5930

Action Taken: Approved

12. Approval of request for Conflict of Interest Waiver for Sagaser, Hansen, Franson & Jamison and Timothy Jones regarding Aramark Uniform Services, Bakman Water

Company, Orange Avenue Landfill and the Bruekner Gravel Site (Caglia Family Matters)

Action Taken: Approved

- 1B. CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS
2. PLANNING AND ZONING ADMINISTRATION
3. GENERAL ADMINISTRATION
4. CITY ATTORNEY
5. CITY COUNCIL

A. Direct staff to install a stop sign at the intersection of Dovewood and Forkner pursuant to County authorization - Council President Mathys

Action Taken: Direction made to conduct warrent study for installation of stop signs

B. Direct City Attorney's Office to conduct a review of City transactions and Council decisions involving individuals who have been the focus of Federal Operation Rezone guilty pleas and guilty verdicts and to provide a legal opinion as to whether decisions made by Council may be void or voidable - Councilmember Perea

Action Taken: Moved to 9:45 A.M.

C. Support H.J. Resolution 54 titled: A joint resolution proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the Flag of the United States - Councilmembers Perea and Bredefeld

Action Taken: Moved to 10:30 A.M.

D. Request Council action to designate funding of \$35,000 for the following programs: (Councilmember Ronquillo)

1. \$25,000 to Genesis,
2. \$5,000 to Youth Performing Ensemble; and
3. \$5,000 to World Impact/Kids in Crisis

Funds to be allocated from Social Services Budget, Parks and Recreation's allocation of \$175,000

Action Taken: Discussed; issue to be brought back to Social Service Funding Committee

6. CITY/COUNTY INTERGOVERNMENTAL RELATIONS

7. UNSCHEDULED ORAL COMMUNICATIONS - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

June 30 - 9:10 A.M. BILL re: to Post Retirement Supplemental Program for Employee Retirement system

June 30 - 9:30 A.M. Adopt the FY 1998-99 Social Services Budget -- Social Service

Committee/Councilmembers Bredefeld, Ronquillo and Quintero

June 30 - 10:00 A.M. HEARING on consideration of Text Amendment No. TA-98-01 relating to UGM ordinance

June 30 - 10:20 A.M. CONTINUED HEARING on the vacation of Barton Avenue between Dakota and Hampton Avenues - R.I. 1013-D

June 30 - 10:30 A.M. CONTINUED HEARING on PA No. 98-06, Rezone Appl. No. R-98-08, filed by Sam Lucido, property located at N. Maple and E. Nees Avenue

June 30 - 10:45 A.M. CONTINUED HEARING on vacation of Merced Street betw. "B" St. and Highway 99 - R.I. No. 1010-D

June 30 - 11:00 A.M. CONTINUED HEARING to consider Rezoning Application No. R-98-07 filed by Spruce-Adoline Joint Venture, property located on the south side of W. Spruce Avenue between N. Fruit and N. Thorne Avenues (Request to continue to 6:00 p.m.)

June 30 - 11:30 A.M. Presentation by Fresno County representative regarding Fresno County Economic and Growth Scenarios

June 30 - 6:00 P.M. CONTINUED HEARING to consider Rezoning Application No. R-98-07 filed by Spruce-Adoline Joint Venture, property located on the south side of W. Spruce Avenue between N. Fruit and N. Thorne Avenues

July 7 - NO MEETING - COUNCIL VACATION

July 14 - NO MEETING - COUNCIL VACATION

July 21 - 9:00 A.M. Presentation of Fresno-Madera County East-West Corridor Study by Council of Fresno County Governments (COG)

July 21 - 9:10 A.M. RESOLUTION - Recognizing the Fresno County Office of Education - Councilmember Ronquillo

July 21 - 9:30 A.M. HEARING on Rezone Appl. No. 98-12, filed by James Evans and Jesse Bartlett

July 21 - 10:00 A.M HEARING on assessments to property taxes relating to fees due to the City

July 21 - 10:30 A.M. HEARING re: Vacation of a portion of West Avenue on the southwest corner of West and Kearney - R.I. 1003-D

July 21 - 11:00 A.M. HEARING re: vacation of portions of Herndon Avenue Frontage Rd. betw. Harrison and Palm and portions of Atlanta, Boston, Hope and Ingram, north of Herndon Avenue -R.I. 1014-D

July 21 - 2:30 P.M. HEARING on Landscaping & Lighting Maintenance District No. 1

July 21 - 3:00 P.M. HEARING to annex final maps of Tract Nos. 4570, 4736 & 4823 into Community Facilities District No. 2 - Annexation No. 5

July 28 - 9:30 A.M. Presentation by Council of Fresno County Governments (COG) re: to the Regional Transportation Plan

July 28 - 10:00 A.M. CONTINUED HEARING re: Family Alliance for the Mentally Ill (FAMI)

July 28 - 2:30 P.M. HEARING on Community Facilities District No. 2 - Annexation No. 6

Aug. 4 - NO MEETING - COUNCIL VACATION

Aug. 11 - NO MEETING - COUNCIL VACATION

Aug. 18 - 5:30 P.M. CONTINUED HEARING on consideration of bills relating to
advertised structures (billboards)

Sept. 1 - NO MEETING - COUNCIL VACATION

Sept. 8 - NO MEETING - COUNCIL VACATION